

**ENTERED**

June 22, 2021

Nathan Ochsner, Clerk

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
GALVESTON DIVISION**

CHASE YARBROUGH,                   §  
  §  
VS.                                       § 3:20-CV-00322  
  §  
SANTA FE INDEPENDENT           §  
SCHOOL DISTRICT, *et al.*,       §

**ORDER ADOPTING MAGISTRATE JUDGE'S  
MEMORANDUM AND RECOMMENDATION**

On February 23, 2021, all non-dispositive pretrial matters in this case were referred to United States Magistrate Judge Andrew M. Edison pursuant to 28 U.S.C. § 636(b)(1)(A). Dkt. 34. Judge Edison filed a memorandum and recommendation on May 25, 2021, recommending that Defendants' Motion to Dismiss Plaintiff's First Amended Complaint Pursuant to Rule 12(b)(6) (Dkt. 23) be granted. *See* Dkt. 35.


On June 17, 2021, the plaintiff filed his objections to the memorandum and recommendation. *See* Dkt. 40. In accordance with 28 U.S.C. § 636(b)(1)(C), this court is required to "make a de novo determination of those portions of the [magistrate judge's] report or specified proposed findings or recommendations to which objection [has been] made." After conducting this de novo review, the court may "accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge." *Id.*; *see also* FED. R. CIV. P. 72(b)(3).

The court has carefully considered the objections; the memorandum and recommendation; the pleadings; and the record. The court accepts Judge Edison's

memorandum and recommendation and adopts it as the opinion of the court. It is therefore ordered that:

- (1) Judge Edison's memorandum and recommendation (Dkt. 35) is approved and adopted in its entirety as the holding of the court; and
- (2) Defendants' Motion to Dismiss Plaintiff's First Amended Complaint Pursuant to Rule 12(b)(6) (Dkt. 23) is granted

SIGNED on Galveston Island this 22nd day of June 2021.

  
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JEFFREY VINCENT BROWN  
UNITED STATES DISTRICT JUDGE